

March 1, 2005

Writer's Direct Contact
202/887-8794
CKennedy@mofo.com

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: **EX PARTE NOTICE**

Electronic Filing

Rules and Regulations Implementing the Telephone Consumer
Protection Act of 1991, CG Docket No. 02-278

Dear Ms. Dortch:

On February 28, 2005, the undersigned, representing the Consumer Bankers Association, met with Jay Keithley, Erica McMahon and Lisa Boehley of the Consumer and Governmental Affairs Bureau. Also in attendance was Marcia Sullivan of the Consumer Bankers Association.

The representatives of the Consumer Bankers Association discussed the importance and urgency of the relief requested in the pending Petition for Declaratory Ruling With Respect to Certain Provisions of the Wisconsin Statutes and Wisconsin Administrative Code and Petition for Expedited Declaratory Ruling With Respect to Certain Provisions of the Indiana Revised Statutes and Indiana Administrative Code, both filed in the above-captioned docket by the Consumer Bankers Association on November 19, 2004. The representatives of the Consumer Bankers Association also furnished Mr. Keithley, Mrs. McMahon and Ms. Boehley with copies of certain publicly available materials, *i.e.*, a printout of the homepage of the Indiana Attorney General's savedonotcall website, available at <http://savedonotcall.com>; a printout of the comments posted to the "blog" of the savedonotcall website, available at <http://savethelist.blogspot.com>; and the press release issued by the Indiana Attorney General on February 11, 2005, available at <http://savedonotcall.com>.

In accordance with Section 1.1206 of the Commission's rules, this letter is filed with your office for inclusion in the public record of the above-referenced proceeding.

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If you have any questions about this *ex parte* notice, please contact the undersigned.

Sincerely,

/s/ Charles H. Kennedy

Charles H. Kennedy
*Counsel for the Consumer Bankers
Association*

cc: Jay Keithley
Erica McMahon
Lisa Boehley